

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE COMPLAINT	)	
OF VENTURE COMMUNICATIONS	)	SD PUC DOCKET CT20-001
COOPERATIVE AGAINST AT&T	)	
MOBILITY	)	
	)	

**VENTURE COMMUNICATIONS COOPERATIVE'S FIRST SET OF  
INTERROGATORIES AND REQUESTS FOR PRODUCTION**

Venture Communications Cooperative, Inc. ("Venture"), hereby requests answers and responses to the following Interrogatories and Request for Production of Documents. Please be advised that answers and responses must include all information available not only to AT&T Mobility but available to its agents, attorneys, affiliates, or others who have information available to AT&T Mobility upon inquiry to them.

These Interrogatories and Requests for Production of Documents shall be deemed as continuing in the event you later acquire any information.

In these Interrogatories and Requests for Production of Documents, the following definitions and instructions apply:

**DEFINITIONS AND INSTRUCTIONS**

For purposes of the following interrogatories and requests, the following definitions apply:

1. "Person" means any natural person, any legal or business entity, or any other quasi-public entity.
2. "You" and "Yours" means the party or parties to whom these Interrogatories are directed, and all parties acting on behalf of such party or parties, including but not limited to attorneys, affiliates, and their associates, investigators, agents, employees, representatives, or others who are in possession of or may have obtained information for or on behalf of the answering party.
3. "Document" means any correspondence, notes, memoranda, writings, reports, drafts, books, papers, drawings, ledgers, journals, charts, photographs, film or video recordings, audio recordings or any other type of record or form of data compilation or any other tangible thing within the scope of discovery.
4. "Identify", referring to a natural person, means:

- a. The full name of such person;
- b. The present or last known address and telephone number of such person; and
- c. The employment of such person at the time referred to in the response to these Interrogatories.

5. "Identify", referring to other than a natural person, means:

- a. The full legal and common name(s) or title(s) of such entity;
- b. The present or last known address and telephone number of such entity;
- c. The state under the laws of which the entity is organized; and
- d. The principal business or activity of such entity.

6. "Identify", referring to a document means:

- a. A general description thereof, e.g. letter, memorandum, report, contract, etc.
- b. A brief summary of its contents;
- c. An identification of the person drafting, preparing, compiling or signing it;
- d. The date the document was prepared or received, and the date noted on the document itself;
- e. The name and address of the person currently in possession and control of the document; and
- f. Any other descriptive information necessary to describe such documents in a motion or request for production of documents or a subpoena duces tecum.

7. "Date" means the exact day, month and year, if ascertainable. If not, the closest approximate that can be made thereto.

8. "Defendant" means AT&T Mobility.

These Interrogatories and Requests for Production of Documents shall be deemed continuing in nature. Therefore, any information that comes to your attention or any documents discovered after you have responded to these Interrogatories and Requests for Production of Documents and which refer or relate to the documents requested or the information sought shall be produced in a timely fashion.

### **INSTRUCTIONS**

A. In answering these interrogatories, furnish all information in the possession of Defendant, its agents and employees, and attorneys.

- B. In answering each interrogatory, identify each document relied upon or which forms a basis for the answer given or which corroborates the answer given or the substance of what is given.
- C. If Defendant cannot answer the following interrogatories in full after exercising due diligence to secure the information to do so, state the answer to the extent possible, specifying your inability to answer the remainder and stating whatever information or knowledge Defendant has concerning the unanswered portion of any individual question.
- D. Each interrogatory is considered continuing and if Defendant obtains information which renders its answers or one of them, incomplete or inaccurate, Defendant is obligated to serve amended answers on the undersigned.
- E. A request to "cite" portions or provisions of any document is a request to state, insofar as applicable with reference to such portion or provision, the title, date, division, page, sheet, paragraph number, and such other information as may be necessary to accurately locate the portion or provision referenced.
- F. If any document requested herein was at one time in existence, but has been lost, discarded or destroyed, identify each document as completely as possible and state the type of document, the date or approximate date it was lost, discarded or destroyed; the circumstances and manner in which it was lost, discarded or destroyed; the reason or reasons for disposing of the document; the identity of persons having knowledge of its content; the identity of the person or persons involved in the loss, discard or destruction of the document; and the identity of the last known person to have seen the document.
- G. If there are no documents in your possession, custody or control which are responsive to a particular request, so state and identify such request.
- H. In answering these Interrogatories, you must make a diligent search of your records and of other papers and materials in your possession or available to you or your representatives. If an Interrogatory has sub-parts, answer each part separately and in full, and do not limit your answer to the Interrogatory as a whole. If any Interrogatory cannot be answered completely, you must answer to the extent possible, specifying the reason for the inability to answer the remainder of the Interrogatory and stating whatever information, knowledge, or belief you have concerning the unanswered portion.
- I. In construing this request the singular shall include the plural and the plural shall include the singular. A masculine, feminine or neutral pronoun shall not exclude the other genders.



- J. If any document falling within any description contained in any of the following requests is withheld under claim of privilege, Defendant shall serve upon the undersigned attorney for Defendant a written list of the withheld documents, including the following information as to each such item: (1) its date; (2) the name(s) of the person(s) or the entity(ies) who or which drafted, authored or prepared it; (3) its title; (4) the name(s) of each person or entity to whom the item or any copy of reproduction thereof was ever directed, addressed, sent, delivered, mailed, given or in any other manner disclosed, and (5) a statement of the ground or grounds on which each such document is considered to be privileged from production.

### **INTERROGATORIES**

INTERROGATORY NO. 1: At page 1, lines 6-7 of his Pre-Filed Direct Testimony, Mr. Dan Le states that he has held “a variety of positions” with AT&T Services, Inc. since joining in 1999 until appointed to his present position in 2020. Please state the title and work description for Mr. Le with AT&T Services, Inc. from 1999 until 2020.

INTERROGATORY NO. 2: At page 2, lines 35-37 of his Pre-Filed Direct Testimony, Mr. Le discusses Sections 251(c) and 251 (b) of the Telecommunications Act of 1996, and states that Venture “executed an ICA ... consistent with these obligations.” Please separately identify to which such obligations Mr. Le contends Venture is subject, pursuant to Section 251(c), as set forth in the referenced Interconnection Agreement (ICA).

INTERROGATORY NO. 3: For any such obligations identified in Interrogatory No. 2, please identify the page number in the ICA where such obligation or obligations were imposed.

INTERROGATORY NO. 4: At page 5, lines 86-89 of his Pre-Filed Direct Testimony, Mr. Le claims that the trunks between AT&T Mobility’s mobile telephone switching office and Venture’s switch are provided by SDN, and these are the actual facilities covered by the Access Service Requests (“ASRs”) referenced in Mr. Jandreau’s testimony. Please state whether AT&T Mobility has canceled the ASRs sent to Venture.

INTERROGATORY NO. 5: At page 8, lines 147-148 of his Pre-Filed Direct Testimony, Mr. Le alleges that “very little traffic” exists on the facilities at issue in this case. Please explain why AT&T Mobility did not reduce its trunk facilities when it discovered this information.

INTERROGATORY NO. 6: At page 8, lines 152-155 of his Pre-Filed Direct Testimony, Mr. Le states that AT&T Mobility “maintains these facilities in order to accommodate seven (7) digit local dialing by Venture’s end users.” Please identify the facilities to which Mr. Le refers.

INTERROGATORY NO. 7: At page 1, lines 9-10 of her Pre-filed Direct Testimony, Ms. Karen Brown states that TEOCO Corporation is “[o]ne of the firms with which AT&T Mobility contracts for these services...” Please state whether such services are used to assist “... in the review and validation of billing from carriers.”

INTERROGATORY NO. 8: Please state whether any part of TEOCO’s compensation for its review of Venture’s billings to AT&T Mobility is dependent, contingent, or connected in any way to AT&T Mobility’s recovery of disputed amounts identified by TEOCO.

INTERROGATORY NO. 9: If Interrogatory No. 8 is answered in the affirmative, describe in detail such compensation arrangements between TEOCO and AT&T Mobility.

### **REQUESTS FOR PRODUCTION OF DOCUMENTS**

REQUEST NO. 1: Identify and produce any ASRs relevant to this dispute that have not been pre-filed with the Commission.

REQUEST NO. 2: At pages 1-2, lines 19-22 of her Pre-Filed Direct Testimony, Ms. Brown states that in late 2017 AT&T Mobility “added three new DS1 interconnection trunks between its MTSO and three Venture end offices located in Sisseton, Highmore, and Britton.” Identify and produce the traffic studies performed and cost inquiries made prior to placing each of the ASRs.

REQUEST NO. 3: Please produce any requests to Venture to cancel, revoke, or discontinue the ASRs.

Dated this 12<sup>th</sup> day of February, 2021.

RITER ROGERS, LLP

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Attorney for Venture Communications  
Cooperative

## CERTIFICATE OF SERVICE


The undersigned hereby certifies that a true and correct copy of the foregoing in the above-entitled action was delivered by electronic mail this 12<sup>th</sup> day of February, 2021, to the following:

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